

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

BOEHRINGER INGELHEIM PHARMA
GMBH & CO. KG, BOEHRINGER INGELHEIM
INTERNATIONAL GMBH, and BOEHRINGER
INGELHEIM PHARMACEUTICALS, INC.,

Plaintiffs,

v.

AMNEAL PHARMACEUTICALS LLC,

Defendant.

Civil Action No. 14-4726 (NLH)(KMW)

(Filed Electronically)

STIPULATION OF DISMISSAL

WHEREAS, Plaintiffs Boehringer Ingelheim Pharma GmbH & Co. KG, Boehringer Ingelheim International GmbH, and Boehringer Ingelheim Pharmaceuticals, Inc. (collectively, “Boehringer”) and Defendant Amneal Pharmaceuticals LLC (“Amneal”) are parties to a litigation relating to United States Patent No. 6,015,577 (“the ‘577 Patent”);

WHEREAS, Boehringer and Amneal have entered into a confidential Settlement and License Agreement dated December 12, 2014, pursuant to which the parties have resolved this action;

IT IS HEREBY STIPULATED, by and through their counsel of record, that pursuant to Fed. R. Civ. P. 41(a)(2), and in consideration of the confidential Settlement and License Agreement dated December 12, 2014, Boehringer and Amneal hereby agree and stipulate to the following:

1. All claims, counterclaims and affirmative defenses of Boehringer and Amneal in this action are hereby dismissed without prejudice;
2. Boehringer and Amneal shall each bear their own costs and attorney fees; and

3. The Court shall retain jurisdiction over the parties and this action to the extent necessary to enforce the terms of the Settlement and License Agreement until the expiration of the '577 Patent on January 18, 2017.

IT IS SO STIPULATED:

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SO ORDERED:

This 26th day of January, 2015



HONORABLE NOEL L. HILLMAN
UNITED STATES DISTRICT JUDGE